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TRE MILANO, LLC

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

TRE MILANO, LLC, a California
Limited Liability Company,

Plaintiff,

vs.

ERWIN ARMIJOS, an Individual, and
Does 1-10, Inclusive,

Defendants.

Case No.: CV10-02857 GAF (AGRx)

JUDGMENT

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

Plaintiff TRE MILANO, LLC, is hereby awarded final judgment on its claims for relief against Defendant ERWIN ARMIJOS as the prevailing party in this action, pursuant to Rule 55(b) of the *Federal Rules of Civil Procedure* and under Local Rule 55-1. Under Local Rule 55-3, Plaintiff is awarded attorneys'

1 fees of \$5,600.00. Plaintiff is further awarded costs, pursuant to the *Copyright Act*,
2 17 U.S.C. §504(c), to be determined by the Notice of Application to the Clerk to
3 Tax Costs within fifteen (15) days after the entry of judgment.

4 Furthermore, Defendant is permanently enjoined and restrained from the
5 following activities and conduct and ordered as follows:

6 a. Defendant is enjoined and permanently restrained from
7 manufacturing, advertising, distributing, offering for sale, selling,
8 whether directly or indirectly, counterfeit InStyler® rotating hot irons
9 and any other products of any kind bearing Plaintiff's marks or names
10 that are confusingly similar to the trademarks, trade names, designs or
11 logos of Plaintiff;

12 b. Defendant is enjoined and permanently restrained from using
13 Plaintiff's marks or any copy, reproduction, or colorable imitation, or
14 confusingly similar simulation of Plaintiff's marks on or in connection
15 with the promotion, advertising, distribution, manufacture or sale of
16 Defendant's goods;

17 c. Defendant is ordered to cancel, withdraw and recall all his
18 promotions, advertisements and merchandise bearing Plaintiff's marks
19 or any confusingly similar simulation to Plaintiff's marks, which have
20 been published, placed or shipped by Defendant or under Defendant's
21 authority, to any person, entity, or customer, including, without
22 limitation, any publisher, agency, wholesaler, distributor, retailer,
23 consignor or marketer, and also deliver to each publisher or customer

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1 a copy of this Court's order as it relates to said injunctive relief against
2 Defendant.

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4 **IT IS SO ORDERED:**

5 **Dated: August 27, 2010**



7 By .

HON. GARY A. FEESS
U.S. DISTRICT COURT JUDGE